


 DECLARATION  
 and POWER OF ATTORNEY

ORIGINAL  
 CONTINUATION  
 DIVISIONAL

As I, below named Inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor (if only one name is listed as 1 below) or an inventor and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Fuel cell

the specification of which is attached hereto unless the following box is checked:

was filed on 2/27/04 as United States Application Number or PCT International Application Number 10/789,932  
 and was amended on

My residence, post office address and citizenship are as stated below next to my name.

I acknowledge my duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations § 1.56(a). I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

## PRIOR FOREIGN APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING Month Day Year	PRIORITY CLAIMED UNDER 35 U.S.C. 119
Japan	2003-54797	2/28/03	yes
Japan	2003-87338	3/27/03	yes
Japan	2003-396202	11/26/03	yes

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Serial No.)

(Filing Date)

(Status)

POWER OF ATTORNEY: As a named Inventor, I hereby appoint the following attorney(s) and/or Agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

STUART LUBITZ, Reg. No. 20,580; LOUIS A. MOK, Reg. No. 22,585; JOHN P. SCHERLACHER, Reg. No. 23,009; WILLIAM H. WRIGHT, Reg. No. 36,312; DAVID LUBITZ, Reg. No. 38,229; WEI-NING YANG, Reg. No. 38,690; ALFRED A. D'ANDREA, JR., Reg. No. 27,752; WILLIAM J. KUBIDA, Reg. No. 29,664; STUART T. LANGLEY, Reg. No. 33,940; MICHAEL BYORICK, Reg. No. 34,131; CAROL W. BURTON, Reg. No. 35,465; STEVEN C. PETERSON, Reg. No. 36,238; STEVEN K. BARTON, Reg. No. 36,445; SARAH S. O'ROURKE, Reg. No. 41,226; E. MATTHEW G. DYOR, Reg. No. 42,278,

Send correspondence to:

Hogan & Hartson L.L.P.  
 500 South Grand Avenue, Suite 1900  
 Los Angeles, California 90071

DIRECT TELEPHONE CALLS TO:

213-337-6700

(Please Print)

1	Name of Inventor	Shoji Yamashita	Residence: CITY Kokubu	STATE or COUNTRY Japan
	Post Office Address	c/o Kyocera Corporation, 1-4, Yamashita-cho, Kokubu-shi, Kagoshima-ken, Japan		CITIZENSHIP Japan
2	Name of Inventor	Takashi Ono	Residence: CITY Kokubu	STATE or COUNTRY Japan
	Post Office Address	c/o Kyocera Corporation, 1-4, Yamashita-cho, Kokubu-shi, Kagoshima-ken, Japan		CITIZENSHIP Japan
3	Name of Inventor	Shoji Kohsaka	Residence: CITY Kokubu	STATE or COUNTRY Japan
	Post Office Address	c/o Kyocera Corporation, 1-4, Yamashita-cho, Kokubu-shi, Kagoshima-ken, Japan		CITIZENSHIP Japan
4	Name of Inventor	Kazuto Matsukami	Residence: CITY Kokubu	STATE or COUNTRY Japan
	Post Office Address	c/o Kyocera Corporation, 1-4, Yamashita-cho, Kokubu-shi, Kagoshima-ken, Japan		CITIZENSHIP Japan

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 1	<i>Shoji Yamashita</i>	SIGNATURE OF INVENTOR 2	<i>Takashi Ono</i>
DATE	May 31, 2004	DATE	May 31, 2004
SIGNATURE OF INVENTOR 3	<i>Shoji Kohsaka</i>	SIGNATURE OF INVENTOR 4	<i>Kazuto Matsukami</i>
DATE	May 31, 2004	DATE	May 31, 2004

(Please Print)

5 Name of Inventor <b>Masato Nishihara</b> Residence: CITY <b>Kokubu</b> STATE or COUNTRY <b>Japan</b>			
Post Office Address <b>c/o Kyocera Corporation, 1-4, Yamashita-cho, Kokubu-shi, Kagoshima-ken, Japan</b> CITIZENSHIP <b>Japan</b>			
6 Name of Inventor Residence: CITY STATE or COUNTRY			
Post Office Address CITIZENSHIP			
7 Name of Inventor Residence: CITY STATE or COUNTRY			
Post Office Address CITIZENSHIP			
8 Name of Inventor Residence: CITY STATE or COUNTRY			
Post Office Address CITIZENSHIP			

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 5	SIGNATURE OF INVENTOR 6
DATE <b>May 31, 2004</b>	DATE
SIGNATURE OF INVENTOR 7	SIGNATURE OF INVENTOR 8
DATE	DATE